

**Amendments to the Specification:**

A. Please replace the paragraph at page 1, lines 15-18, with the following rewritten paragraph:

Asexual reproduction of this new variety by budding was first performed in Gütersloh, Germany. Asexual reproduction of this new variety by rooted cuttings in Kent County, on the eastern shore of Maryland, shows that the foregoing and all other characteristics come true to form and are established and transmitted through successful propagation succeeding propagations.

B. Please insert the following text between page 2, line 4, and page 2, line 5:

Genus and Species: *Rosa hybrida*

Varietal Denomination: 'Lady Elsie May'.

C. Please replace the paragraph at page 2, lines 19-20, with the following rewritten paragraph:

Peduncle - Length - 1 to 1½ inch long. Straight, erect. Aspect smooth Surface - Smooth, prickly. Color - Green Group 138A, sometimes aging to Greyed Red Group 182A.

D. Please replace the paragraph at page 2, line 24, with the following rewritten paragraph:

Borne - In-clusters sprays containing 6 to 12 blooms and in-large sprays clusters containing up to three sprays.

E. Please replace the paragraph at page 3, lines 12-13, with the following rewritten paragraph:

Color - American Rose Society color classification: Orange-pink. When first opened, the upper side is close to Red Group 46C. The under side is close to Red Group 52B.

F. Please replace the paragraph at page 4, lines 2-3, with the following rewritten paragraph:

Styles, Stigmas, and Pistils - None observed. Instead of styles, stigmas, and pistils, the flower Flower contains a continuous disc, Yellow Green Group 151C.

G. Please replace the paragraph at page 4, line 11, with the following rewritten paragraph:

C. Foliage: Compounded; 5 to 7 leaflets on normal mid-stem leaves ~~3 to 5 leaflets on single bloom~~, typically 5 leaflets on leaves on main canes.

H. Please replace the paragraph at page 4, line 23, to page 5, line 1, with the following rewritten paragraph:

*Petiole:* Color: Upper side - ~~Greyed Purple Group 183A~~ Green Group 138A. Under side - Yellow-Green Group 146D. Texture - Smooth. Length -  $\frac{3}{4}$  to  $1\frac{3}{4}$  inches.

I. Please replace the paragraph on 4, line 19, with the following rewritten paragraph:

*Venation:* Non- parallel-Parallel.

J. Please replace the paragraph on page 5, lines 5-6, with the following rewritten paragraph:

*Resistance to disease:* Blackspot - Outstanding. Mildew Outstanding. Rust - ~~not observed~~ none observed in three-year field tests.

K. and L. Please replace the paragraph at page 5, lines 11-15, with the following rewritten paragraph:

*Thorns* ~~Prickles~~: Quantity - ordinary. ~~On laterals from stalk~~ - few. Shape - pointed and curved down. Form - flat base. Length - about  $1/8$  to  $1/4$  inch. Color (when young) - Green-White Group - 157A ~~Greyed Purple Group 185A~~. *Color (when mature)* - Greyed Orange Group 176B. Position - irregular.

*Prickles:* Quantity - few. ~~On laterals~~ - very few. ~~Size~~ - typically less than  $1/8$  inch. Shape - pointed. Position - irregular.

M. Please replace the paragraph at page 3, lines 14-15, with the following rewritten paragraph:

*Color Change* - As the bloom ages the edge of the upper side of the petals tends to Red Purple Group 66A and the petals typically become mottled. The underside tends to Red Purple Group 57C.

Appln. No.: 10/075,873  
Amendment Dated August 14, 2003  
Reply to Office Action of May 15, 2003

ANI-100US

**Amendments to the Drawings:**

Two replacement copies of the Figure are submitted herewith. No amendments have been made to the Figure.

Attachment

**Remarks/Arguments:**

**Objections to the Specification**

With respect to the objections to the specification the following amendments have been made.

- A. The specification has been amended to indicate the nature of propagation in Kent County, Maryland, and to clarify the meaning of "successful propagation."
- B. The specification has been amended to indicate that the Genus/species designation is "*Rosa hybrida*."
- C. The specification has been amended to describe the peduncle.
- D. The specification has been amended to indicate the number of blooms borne in the sprays and the number of sprays in the clusters.
- E. The specification has been amended to indicate that "orange-pink" is the American Rose Society color classification.
- F. The specification has been amended to indicate that the flower contains a continuous yellow green disc instead of styles, stigmas, and pistils.
- G. The description of the foliage has been amended to indicate that there are 5 to 7 leaflets on normal mid-stem leaves.
- H. The specification has been amended to indicate the color of the upper side of the petiole.
- I. The specification has been amended to indicate the leaflet venation is non-parallel.
- J. The specification has been amended to indicate that no rust was observed in three-year field tests.
- K. and L. The specification has been amended to describe the prickles.

M. The specification has been amended to indicate that the petals typically become mottled as the bloom ages.

### Objection to the Figure

Two replacement copies of the Figure are submitted herewith. No amendments have been made to the Figure.

### Conclusion

It is respectfully submitted that the claim is in condition for immediate allowance and a notice to this effect is earnestly solicited. The Examiner is invited to phone applicant's attorney if it is believed that a telephonic or personal interview would expedite prosecution of the application.

Respectfully submitted,



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Dated: August 14, 2003

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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

